

**MISSISSIPPI BOARD OF PHARMACY**  
**MINUTES**  
**May 18, 2023**

The Mississippi Board of Pharmacy (Board) met at 9:00 a.m. on Thursday, May 18, 2023 at the Board offices, 6360 I-55 N. Suite 400, Jackson, MS 39211. The following members were present: Todd Barrett – President, Ronnie Bagwell – Vice-President, Ryan Harper – Secretary, Jillian Foster, Guy Phillips, Tony Waits and Craig Sartin.

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**CONSENT AGENDA**

The following items were reviewed by Board members and approved without objection.

- ❖ The Agenda for this meeting and the Website Declaration of this meeting shall be placed in the minutes. See attached.
- ❖ Minutes for the March 23, 2023, of the Mississippi Board of Pharmacy.
- ❖ Requests for approval of the following pharmacy continuing education programs:
  - PROGRAM NUMBER 003-027-023-001, “**Culture & Sensitivity Interpretations**”, as requested by Elizabeth Holley for 1 clock hour of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 003-029-023-001, “**Code Crash Course**”, as requested by Katherine Goodfellow & Kelsey Beatrous for 1 clock hour of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 004-006-023-001, “**Torsades de Pointes**”, as requested by Jon Arnold & Chelsey Kennedy for 0.5 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 004-006-023-002, “**Chronic Obstructive Pulmonary Disease**”, as requested by Samantha Treisish for 0.5 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 004-007-023-001, “**Hemophilia A and Hemophilia B: A Brief Overview**”, as requested by Stephen Rayborn for 0.5 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 004-011-023-001, “**Pharmacy Regulatory Landscape and Rules Update**”, as requested by Amy Wilson-MIPA for 2 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 004-011-023-002, “**The Never-ending Saga of PBM**”, as requested by Amy Wilson-MIPA for 2 clock hours of LIVE pharmacist continuing education credit.

- PROGRAM NUMBER 004-011-023-003, “**Provider Status and Pharmacy Practice**”, as requested by Amy Wilson-MIPA for 1.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-011-023-004, “**Improving Patient Care by Maximizing the Role of Pharmacy**”, as requested by Amy Wilson-MIPA for 2 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-011-023-005, “**The Health of YOUR Profession Panel Discussion**”, as requested by Amy Wilson-MIPA for 1.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-011-023-006, “**State and Federal Affairs**”, as requested by Amy Wilson-MIPA for 1 clock hour of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-025-023-001, “**MS NADDI Chapter Pharmaceutical Diversion Training**”, as requested by Todd Dear for 6 clock hours of LIVE pharmacist continuing education credit and OPIOID/Addiction related education.
- PROGRAM NUMBER 004-025-023-002, “**Management of Refractory Arrhythmias in Pediatric Patients**”, as requested by Jacqueline Sullivan for 0.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-025-023-003, “**A Pressin Issue: Treatment of Hepatorenal Syndrome**”, as requested by Ross Usry for 0.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 004-027-023-001, “**11<sup>th</sup> Annual Stroke Care Symposium**”, as requested by Heather Sudduth for 6.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 005-010-023-001, “**2023 Annual Antimicrobial Stewardship Meeting Recap**”, as requested by Erica Claire Loden for 0.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 005-011-023-001, “**Navigating Inpatient Pain Management for Patients with Substance Use Disorder**”, as requested by Katelyn Miller for 1 clock hour of LIVE pharmacist continuing education credit.

❖ Consultant Waiver Requests

- Lee Taylor

❖ Travel Requests

- MPHA-June 8-10, Oxford, MS, Board Members and Staff
- Quarles and Brady, July 18-20, Chicago, IL Avery and Susan
- MSHP-July 20-21 Biloxi, MS Board Members and Staff
- NABP District 3- Sept. 10-13, Sarasota, FL, Board and Staff
- MALTAGON, Oct 15-18, Knoxville, TN, Board and Staff
- NASCSA, Oct 22-26, Minneapolis, MN, Stephanie, Sid, Todd
- NADDI, Oct 24-27, Myrtle Beach, SC, Susan and Catina
- ASPL, Nov 2-5, San Antonio, TX, Susan and Avery
- FDA Compounding, Nov 6-9, Silver Spring, MD, Catina and Todd



- ❖ Naloxone MOU
- ❖ Reschedule July Board Meeting date to July 13, 2023
- ❖ Dues for Professional Organizations and Membership
  - See Attached List

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## **EXECUTIVE DIRECTOR REPORT**

Susan McCoy reported all voluntary surrenders submitted to the Board since its last meeting:

- **Santana Strickland-Technician**
- **Keshia Fuller-Technician**
- **Brent Lindley-Pharmacist**
- **Lil'Torya Walker-Technician**
- **Elizabeth C. Jenkins-Technician**

Susan McCoy, Executive Director, reported to the Board concerning day-to-day activities of the agency.

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## **REGULATION WORKING GROUP**

Todd Dear, Associate Director, presented the following regulations:

- **USP 795, 797, and 800**
- **Article III**
- **Article XX**
- **Article XXXII**

Todd Dear provided an update on USP 795, 797, and 800

Todd Dear informed the Board that Article XXXII became final and effective on April 26, 2023.

Upon a recommendation by staff, the Board adopted Article III and Article XX as proposed regulations without objection.

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## GENERAL BUSINESS

Upon motion by Board member Ryan Harper and a 2<sup>nd</sup> by Board member Guy Phillips, the Board unanimously voted to elect Ronnie Bagwell as Board President.

Upon motion by Board member Ryan Harper and a 2<sup>nd</sup> by Board member Jillian Foster, the Board unanimously voted to elect Tony Waits as Board Vice-President.

Upon motion by Board member Craig Sartin and a 2<sup>nd</sup> by Board member Ryan Harper, the Board unanimously voted to elect Jillian Foster as Board Secretary.

Jeenu Philip made a request, on behalf of Walgreens, for the Board to begin the process to adopt a regulation authorizing pharmacy technicians the ability to immunize patients after the PREP Act ceases. The Board took no action on this matter.

Upon a motion by Board member Ryan Harper and a 2<sup>nd</sup> by Board member Ronnie Bagwell, the Board voted unanimously to go into executive session pursuant to Section 25-41-7(4)(b) for the purposes of discussing potential litigation regarding the adoption of a rule and an appeal of a Board order. On a motion by Board member Tony Waits and a 2<sup>nd</sup> by Board member Ryan Harper, the Board voted unanimously to rise from executive session and enter open session. It was reported that no action was taken during executive session.

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## RESPONDENTS

Eugene Brown, Sr., License to Practice Pharmacy Number E-05698

Upon a motion by Board member Guy Phillips and a 2<sup>nd</sup> by Board member Tony Waits, the Board voted unanimously to go into executive session pursuant to Section 25-41-7(4)(b) for the purposes of discussing potential litigation regarding the adoption of a rule and an appeal of a Board order. On a motion by Board member Jillian Foster and a 2<sup>nd</sup> by Board member Ronnie Bagwell, the Board voted unanimously to rise from executive session and enter open session. It was reported that no action was taken during the executive session.

After an administrative hearing on this matter, the Board issued the attached Order.

Brown's Discount Drugs, Permit to Operate as a Pharmacy, Permit Number 01002/1.1

After an administrative hearing on this matter, the Board issued the attached Order.

Dante Oliver, License to Practice Pharmacy Number E-15567

After an administrative hearing on this matter, the Board issued the attached Order.

Burnsville Pharmacy, Permit to Operate as a Pharmacy, Permit Number 06194/1.1

Upon a motion by Board member Craig Sartin and a 2<sup>nd</sup> by Jillian Foster, the Board voted unanimously to approve the proposed agreed settlement order with Burnsville Pharmacy. See the attached Settlement Order.



Lin Leung, Licence to Practice Pharmacy Number T-12189  
After an administrative hearing on this matter, the Board issued the attached Order.

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**PETITIONERS**

Brittany Hart  
After an administrative hearing on this matter, the Board issued the attached Order.

Christian Muenyi  
After an administrative hearing on this matter, the Board issued the attached Order.

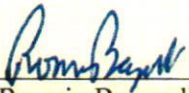
Taylor Williams, Intern/Extern Registration IE-8580  
After an administrative hearing on this matter, the Board issued the attached Order.

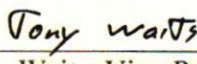
Kaitlyn Keith  
After an administrative hearing on this matter, the Board issued the attached Order.


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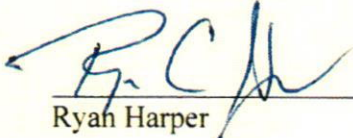
The Board adjourned at 2:58 p.m.

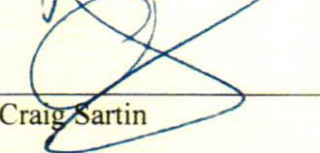
These May 18, 2023, MINUTES of the Board are hereby approved this the 13th day of July, 2023.

  
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Ronnie Bagwell, President

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Tony Waits, Vice President  
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Jillian Foster, Secretary

  
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Ryan Harper

  
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Craig Sartin

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Mississippi Board of Pharmacy  
May 18, 2023

**AGENDA**

**I. CALL TO ORDER/ESTABLISH A QUORUM**

- PRAYER AND PLEDGE
- WELCOME AND SPECIAL INTRODUCTIONS

**II. CONSENT AGENDA & WEBSITE DECLARATION**

- APPROVE AND SIGN MINUTES
- CONTINUING EDUCATION REQUEST
- APPROVE ISSUANCE OF PHARMACIST LICENSES
- CONSULTANT WAIVER REQUESTS
  - Lee Taylor
- TRAVEL REQUESTS-
  - MPHA-June 8-10, Oxford, MS, Board Members and Staff
  - NABP-PMP- August 13-18, Chicago, IL, Stephanie Mueller
- NALOXONE MOU
- RESCHEDULE JULY BOARD MEETING DATE TO JULY 13, 2023
- DUES FOR PROFESSIONAL ORGANIZATIONS AND MEMBERSHIP

**III. EXECUTIVE DIRECTOR REPORT**

- VOLUNTARY SURRENDERS-
  - Santana Strickland-Technician
  - Keshia Fuller-Technician
  - Brent Lindley-Pharmacist

- Lil'Torya Walker-Technician
- Elizabeth C. Jenkins-Technician

**IV. REGULATION WORKING GROUP**

- USP 795, 797, and 800
- Article III
- Article XX
- Article XXXII

**V. GENERAL BUSINESS**

- Election of Officers for FY 2024
- Jeenu Philip-Walgreen's Request

**VI. RESPONDENTS**

- |                             |            |
|-----------------------------|------------|
| • Eugene Brown              | Respondent |
| • Brown's Discount Drugs    | Respondent |
| • Dante Oliver              | Respondent |
| • Burnsville Discount Drugs | Respondent |
| • Lin Leung                 | Respondent |

**VII. PETITIONERS**

- |                    |            |
|--------------------|------------|
| • Brittany Hart    | Petitioner |
| • Christian Muenyi | Petitioner |
| • Taylor Williams  | Petitioner |
| • Kaitlyn Keith    | Petitioner |
| • Romiyah Johnson  | Petitioner |





SEARCH

# Board Meetings

## More Information

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Meetings of the Mississippi Board of Pharmacy will be held in the Board Room of the Mississippi Board of Pharmacy, 6360 I-55 North, Suite 400, Jackson, Mississippi.

Board Meetings for the first half of 2023 will be held on the following dates at 9:00 a.m.:

- January 19
- March 23
- May 18

The meetings of the Mississippi Board of Pharmacy are open to the public. However, due to limited space, there may be standing room only.

To subscribe to the Mississippi Public Meeting Notice webpage please visit: <https://www.ms.gov/dfa/pmn>

## Board Meeting Agendas and Minutes

**Posted agendas are proposed and subject to change. MBP Board Meeting minutes will be posted after they are approved at the following Board Meeting.**



Membership Dues to be paid During Fiscal Year 2024 (July 1, 2023 through June 30, 2024)

**NCPA**—Susan, Todd, Avery (~\$235/year for up to 4 people). NCPA is the primary national association for independent pharmacies, and is the leader in state and federal legislative efforts and messaging on PBM issues. They are an important repository of current information, nationally, on PBM laws, litigation, etc.

**ASHP**—Todd (~\$335/year). ASHP membership provides numerous benefits to the MS Board of Pharmacy that is targeted to institutional pharmacy practice, regulation updates, and training. Access to pharmacy practice updates, guidelines and position statements enables the board to stay efficiently updated on the current events in institutional pharmacy practice. In addition, robust listserv's provide networking and guidance for targeted issues.

**ASPL (American Society for Pharmacy Law)**—Susan, Avery (~\$195 each)

- Furthering knowledge in the law related to pharmacists, pharmacies, the provision of pharmaceutical care, the manufacturing and distribution of drugs, and other policy issues;
- Communicating accurate legal educational information; and
- Providing educational opportunities for pharmacists, attorneys, and others who are interested in pharmacy law.

**NABP**: All staff and Board members (~\$250 total). NABP provides support services to us as a Board.

**NASCA** (~\$300 total): The membership is for the Board of Pharmacy. Membership provides voting rights for controlled substance issues and allow for membership meeting rates and access to communications.

**NADDI** (~\$100 per staff member membership): The National Association of Drug Diversion Investigators is the leading drug diversion training organization in the nation. NADDI's objective is to improve its members' ability to investigate, prosecute, and prevent pharmaceutical drug diversion. NADDI provides education through a variety of mediums including live conferences. The professional interaction in the field of pharmaceutical diversion benefits our compliance agents by developing investigative techniques and strategies.

**Westlaw** (~\$236/mth for Avery)--Westlaw is the industry leader for legal research platforms and tools. This is used to research case law and court/AG published opinions on matters pertaining to Board cases.

**MS StateWatch**—Susan, Todd, Avery (~2800 total). StateWatch is an unmatched combination of comprehensive data, analytical tools, real-time entry, broad-spectrum delivery, and experience that provides the most innovative awareness tool of legislative happenings.

**MALTAGON** (\$200/year): Membership dues to participate in regional meeting and related offerings.

**District III** (\$100/year): Membership due to participate in NABP regional meeting.

**CLEAR (Council on Licensure, Enforcement and Regulation)** (\$260/year): Board Membership for access to register for conferences and educational offerings. CLEAR promotes regulatory excellence through conferences, educational programs, webinars, seminars, and symposia.

**USP**: (\$245 annual membership): Access to USP chapters and related proprietary content

**APhA** (up to \$500): Exploring membership specifically related to provider status offerings.



TITLE 30: PROFESSIONS AND OCCUPATIONS  
PART 3001: MISSISSIPPI PHARMACY PRACTICE REGULATIONS

**ARTICLE III PHARMACY EXTERN/INTERN REGISTRATION AND PRACTICAL EXPERIENCE REQUIREMENT**

1. Every person enrolled in the professional curriculum of a school of pharmacy and pursuing either a Bachelor of Science in pharmacy degree or a Doctor of Pharmacy degree must obtain an extern/intern registration from the Mississippi Board of Pharmacy prior to enrolling and participating in externship or clerkship rotations or obtaining practical experience in a pharmacy permitted by the Board. The pharmacy extern/intern shall in no manner falsely assume, directly or by inference, to be a pharmacist. To obtain an extern/intern registration, the applicant shall:
  - A. Have submitted a written application on a form prescribed by the Board;
  - B. Be of good moral character as evidenced by having undergone and successfully passed a criminal background check conducted by the Board;
  - C. Show proof to the Board the applicant is enrolled in a school of pharmacy approved by the Board;
  - D. Have paid fees as specified by the Board.
2. A pharmacy extern/intern registration which has been issued by the Board shall expire:
  - A. If the extern/intern is expelled, suspended, withdraws or is dismissed from a school of pharmacy;
  - B. One (1) year after graduation from a school of pharmacy;
  - C. One year after being issued by the Board if the extern/intern registration is issued to an applicant for the purpose of obtaining extern/intern hours for reinstatement of a pharmacist license;

An Extern/Intern who is expelled, suspended, dismissed or withdraws from a school of pharmacy may not register as a pharmacy technician until one (1) year from the date his/her extern/intern registration expiration, unless approved by the Board pursuant to a petition.

3. A pharmacy extern/intern may petition the Board for renewal of the registration for a period not to exceed one additional year.
4. The externship/internship practical experience required for licensure is defined as a total of sixteen hundred (1,600) hours of pharmacy experience. The sixteen hundred (1,600) hours of practical experience shall be obtained after the student is enrolled in the professional program of a school of pharmacy. Practical experience hours gained through clerkships and externships, while enrolled in a school of pharmacy whose externship rotations are approved by the Board, may be used to satisfy these requirements. In order for a pharmacy student to be considered as a valid extern in such a program, he/she must be certified by a school of pharmacy as a bona fide student making normal progress toward completion of either a Bachelor of Science or a Doctor of Pharmacy degree in pharmacy.

Any remaining practical experience required for licensure, not obtained by the extern through externship rotations, may be obtained during official vacation periods when the extern is not enrolled as a full-time student or as an intern after graduation. No more than fifty (50) hours per week of practical experience shall be credited during any of these periods.



5. All practical experience gained in Mississippi, which is related to the dispensing of drugs, must be under the direct and immediate supervision of a pharmacist registered in Mississippi and in good standing with the Mississippi Board of Pharmacy. The direct and immediate supervision by the pharmacist requires the physical presence of the supervising pharmacist at all times and includes the constant personal supervision and monitoring of the extern or intern by the supervising pharmacist. The supervising pharmacist shall be responsible for the activities of the extern or intern.
6. No practical experience obtained in this state shall be credited to an extern or intern unless such extern or intern be registered with the Mississippi Board of Pharmacy as a pharmacy extern/intern. Practical experience hours obtained in Mississippi will expire two (2) years after graduation.
7. When a Pharmacy Intern desires to obtain credit for training received in a state other than this State, he/she shall abide by all the provisions of the internship rules in that state, and shall provide evidence from that state's Board of Pharmacy of the number of clock hours of experience actually participated in by the Pharmacy Intern. For practical experience obtained in another state and for which the Mississippi Board of Pharmacy is requested to grant credit toward the experience requirements, the applicant shall:
  - A. Submit the affidavits certifying the work experience to the Board of pharmacy in the state in which the experience was obtained; and verification that these hours are currently acceptable for a license in the state where the practical experience was obtained.
  - B. Request that Board of Pharmacy to send copies of the affidavits to the Mississippi Board of Pharmacy along with certification that the hours of experience claimed are acceptable to that Board.

Upon receipt of copies of the affidavits and the statement of their acceptance by the Board of Pharmacy in the state in which the experience was obtained, the Mississippi Board of Pharmacy may grant the same credit toward practical experience requirements.

For purposes of this Article, the term "practical experience" shall include, but not be limited to, the compounding, dispensing and labeling of drugs, interpreting and evaluating prescriptions, maintaining prescription drug records and any other activity included in the practice of pharmacy.

8. In addition to any other provisions of these regulations, the Board may impose disciplinary action upon an extern/intern for one or more of the following grounds:
  - A. Fraud or intentional misrepresentation by a extern/intern in securing the issuance of a pharmacy extern/intern registration or failing to report to the Board any adverse action taken by another licensing jurisdiction, government agency, law enforcement agency, or court that would constitute grounds for action;
  - B. Obtaining practical experience in a pharmacy permitted by the Board without the direct supervision and presence of a pharmacist licensed by the Board;
  - C. Failure to notify the Board of expulsion, suspension, dismissal or withdrawal from a school of pharmacy;
  - D. Violation of any university, college, or school of pharmacy policies, rules or regulations thereof.



- E. Knowing or suspecting that a Pharmacist or Pharmacy Intern is incapable of engaging in the Practice of Pharmacy or that a Pharmacy Technician is incapable of assisting in the Practice of Pharmacy, with reasonable skill, competence, and safety to the public, is diverting or abusing controlled substances or prescription drugs and failing to report any relevant information to the Board of Pharmacy.
  - F. The unlawful disclosure of information from the Prescription Monitoring Program or using information obtained from the Prescription Monitoring Program for unlawful or unethical purposes.
9. An Extern/Intern shall notify the Board immediately of any change of residence or change in enrollment status including delayed progression within the program.
  10. An Extern/Intern that surrenders his/her registration is no longer eligible to work as an extern/intern without petitioning the Board to re-instate his/her registration.

TITLE 30: PROFESSIONS AND OCCUPATIONS  
PART 3001: MISSISSIPPI PHARMACY PRACTICE REGULATIONS

**ARTICLE III PHARMACY EXTERN/INTERN REGISTRATION AND PRACTICAL EXPERIENCE REQUIREMENT**

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  - A. Have submitted a written application on a form prescribed by the Board;
  - B. Be of good moral character as evidenced by having undergone and successfully passed a criminal background check conducted by the Board;
  - C. Show proof to the Board the applicant is enrolled in a school of pharmacy approved by the Board;
  - D. Have paid fees as specified by the Board.
2. A pharmacy extern/intern registration which has been issued by the Board shall expire:
  - A. If the extern/intern is expelled, suspended, withdraws or is dismissed from a school of pharmacy;
  - B. ~~Six (6) months~~ One (1) year after graduation from a school of pharmacy;
  - C. One year after being issued by the Board if the extern/intern registration is issued to an applicant or the purpose of obtaining extern/intern hours for reinstatement of a pharmacist license;

An Extern/Intern who is expelled, suspended, dismissed or withdraws from a school of pharmacy may not register as a pharmacy technician until one (1) year from the date his/her extern/intern registration expiration, unless approved by the Board pursuant to a petition.

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Any remaining practical experience required for licensure, not obtained by the extern through externship rotations, may be obtained during official vacation periods when the extern is not enrolled as a full-time student or as an intern after graduation. No more than fifty (50) hours per week of practical experience shall be credited during any of these periods.

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For purposes of this Article, the term "practical experience" shall include, but not be limited to,

the compounding, dispensing and labeling of drugs, interpreting and evaluating prescriptions, maintaining prescription drug records and any other activity included in the practice of pharmacy.

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  - B. Obtaining practical experience in a pharmacy permitted by the Board without the direct supervision and presence of a pharmacist licensed by the Board;
  - C. Failure to notify the Board of expulsion, suspension, dismissal or withdrawal from a school of pharmacy;
  - D. Violation of any university, college, or school of pharmacy policies, rules or regulations thereof.
  - E. Knowing or suspecting that a Pharmacist or Pharmacy Intern is incapable of engaging in the Practice of Pharmacy or that a Pharmacy Technician is incapable of assisting in the Practice of Pharmacy, with reasonable skill, competence, and safety to the public, is diverting or abusing controlled substances or prescription drugs and failing to report any relevant information to the Board of Pharmacy.
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